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7 Attorneys for Defendant
8 PODS, Inc.

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 ISAAC TANNER,

12 Plaintiff,

13 vs.

14 PODS, INC., et al.,

15 Defendants.

Case No. C07-02392 JL

**DECLARATION OF IAN P. FELLERMAN
IN SUPPORT OF DEFENDANT'S
OPPOSITION TO PLAINTIFF'S MOTION
TO REMAND**

Date: July 11, 2007
Time: 9:30 a.m.
Courtroom: F, 15th Floor

Hon. James Larson

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19 I, Ian P. Fellerman, declare as follows:

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21 1. I am an attorney at Reed Smith LLP, counsel for Defendant PODS, Inc. in this
22 action. As such, I have personal knowledge of the facts stated herein and could competently
23 testify thereto.

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25 2. On April 10, 2007, Plaintiff's counsel mailed me the Summons and Complaint,
26 together with a Notice and Acknowledgment of Receipt form. I signed the Notice and
27 Acknowledgment of Receipt on April 12, 2007 and returned it to Plaintiff's counsel. A copy of
28 the signed Notice and Acknowledgment of Receipt form is attached as Exhibit 1.

1 3. On May 2, 2007, I filed Defendant's Notice of Removal of this action.

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3 I declare under penalty of perjury under the laws of the United States of America
4 that the foregoing facts are true and correct. Executed this 18th day of June 2007, at Oakland ,
5 California.

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Ian P. Fellerman

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REED SMITH LLP

A limited liability partnership formed in the State of Delaware

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is REED SMITH LLP, 1999 Harrison Street, Suite 2400, Oakland, CA 94612-3572. On June 19, 2007, I served the following document(s) by the method indicated below:

DECLARATION OF IAN P. FELLERMAN IN SUPPORT OF**DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO REMAND**

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Oakland, California, addressed as set forth below. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in this Declaration.

M. Van Smith
1696 Mendenhall Drive
San Jose, CA 95130
(408) 364-1062 (T)
(408) 273-6496 (F)

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on June 19, 2007, at Oakland, California.


Kathy Jenkins